



Southern Regional Office (SRO)
400 W. Congress, Suite 433, Tucson, AZ 85701

**Draft Minutes of the
Park-Euclid Water Quality Assurance Revolving Fund (WQARF) Site
Community Advisory Board (CAB) Meeting – 30th meeting**

December 6, 2006, 6:30 - 8:30 p.m.
State of Arizona Regional Office Complex
400 W. Congress, North Building, Conference Room 158
Tucson, Arizona

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CAB Members Present: Don Davis, Keith Bagwell, Freya Eddy, Mark Marikos, Jacky Turchick, Jonathan Salvatierra, Steven Turner, Richard Byrd, Josefina Zapata

CAB Members Absent: Mario, Ira Haskell, Nadine Gruhn, Mario Villarreal

ADEQ Staff Present: Tina Le Page, Project Manager; Eileen Palese, ADEQ Community Involvement Coordinator

Members of the Public Present: Brian Barbaris, Joe Drazek

The meeting began at 6:40 p.m.

1. Call to Order/Introductions

Co-Chair Freya Eddy conducted introductions of the CAB and public participants.

3. Approval of Minutes for 3/15/06 and 6/21/06 CAB Meetings

Jacky Turchick motioned to approve the minutes of the March 15 and the June 21, 2006 CAB meetings. Mark Marikos seconded the motion. All were in favor; none opposed.

4. Site and Feasibility Study Update – Tina Le Page, ADEQ Project Manager

Tina Le Page reported that ADEQ's consultant for the Park-Euclid site, Miller Brooks, had a huge turnover of staff over the past several years which caused her to lose confidence in their ability to begin work on the Feasibility Study (FS). She said she asked Miller Brooks to send the work on this report out to bid to other companies as a way to resolve the staffing issue. She said to date they were only able to get one bid back for the FS and for the groundwater model that is needed to be prepared. She believes the reason for this was that some of the companies had a conflict of interest working with ADEQ or Miller Brooks. She then met with Miller Brooks and decided to let them keep the FS portion of the project. They will team with Malcom Pernie on the groundwater model.

Tina Le Page said she plans to meet with the University of Arizona to review the groundwater sampling results from last May, which have just been released. She said the regular sampling at the site has continued, but the consultant did not have the staff available to write the report. Since the data she received from them was preliminary, she decided not to present it to the CAB, however, she said no significant changes have been reported by the consultants. She said she will provide an update of available data at the next meeting. The CAB asked questions about the lack of staffing at Miller Brooks. She told them it could take an additional 6-8 months to hire another consultant due to the bid process and ADEQ review and paperwork, so that is why she tried to work out a resolution to the staffing problem.

She said that she will have a lot to present to the CAB early in the year – the groundwater modeling portion of the FS and two sets of sampling results. Richard Bryd said he looks forward to see any change in plume shape due to the rain events this summer. He said the city has noticed some changes.

Tina Le Page reported that the University of Arizona wells continue to be sampled semi-annually, but the sentinel wells are checked every month. She had no significant changes to report.

Joe Drazek, representative for Mission Linen, said the air permit was issued for their multi-phase extraction system by Pima County and they had planned to begin operations by his time, but he informed the CAB that work has been stalled due to the insurance carrier for the Haskell family. The work at the facility had been financed through various insurance carries, but there is currently a disagreement with the primary carrier to the extent of coverage and policy limits. He said some of the carriers believe they are finished with their commitment, but there are questions about additional policies and additional coverage. Until the insurance companies resolve these issues, they have stopped paying, thus, they are not able to fund the work at Mission Linen. He said that he told them about the CAB and that this situation would not be good news in the community. He said Mission Linen intends to move forward on the cleanup because the work they are undertaking is an early response action—attempting to get as much of the contamination out of the ground as possible. He said the insurance companies now believe that, under Arizona's WQARF laws, until ADEQ completes the FS and issues a Record of Decision with the selected remedy, Mission Linen is not compelled to do anything, therefore the insurance carriers won't pay until the insurers have been ordered to do something. Mission Linen is trying to convince the insurance companies to fund this work even though the company is not ordered by law to do the work. He said that when the insurance companies decided to stop the funding, Mission Linen had very little leverage to force them to continue.

Tina Le Page explained the next steps in the cleanup process. She said the FS basically defines how we are going to clean up the site, looking at various remediation technologies, determining what is most cost effective and beneficial. Then comes a Proposed Remedial Action Plan (PRAP), which states that ADEQ is going to clean up the site and how we are going to do it. It is not a very large document. She anticipates the PRAP will be done by the end of fiscal year '08. Then comes the Record of Decision (ROD). She said that the insurance companies are saying to Mission Linen that since they are not forced by law to fund the cleanup, why should they pay before the ROD. She said by June '07, the FS will be completed. She said timing of this will depend on funding which is approved each year

through the legislature and then processed by ADEQ.

Joe Drazek said he hopes this situation can be worked out with the insurance companies because Mission Linen has invested a lot of time and in the equipment. He explained that Mission Linen is only concentrating on the PCE bound up in the diesel product in the shallow aquifer in their cleanup at the facility.

Keith Bagwell asked about Union Pacific and their involvement in the diesel contamination. Tina Le Page said the diesel product is the factor in the cleanup, but ADEQ does not know who is responsible for this contamination near the site. She said Union Pacific has been working through ADEQ's Voluntary Remediation Program on some small sites, but they are not taking responsibility for the release near the Park-Euclid Site.

Jonathan Salvatierra offered historical information about railroad operations in the area over the last thirty years. He said a roundhouse used to exist near the site which may have been a source of diesel contamination, and he said he knew of a major pipeline breaks. He asked if ADEQ has the authority to impose a higher level of remediation to cleanup the diesel.

Tina Le Page said that the contamination could have been caused by thirty potential entities in the area at the 22nd Street Overpass where forty-five wells are installed. The diesel plume has been well defined by Union Pacific with some clean areas discovered. She said it is not easy to pinpoint who is responsible for the diesel contamination with so many potential responsible parties involved. The CAB discussed this history of the railroad in the area and possible cleanup methods.

Don Davis asked how the delay caused by the insurance companies will affect the overall cleanup at Mission Linen. Joe Drazek said that Mission Linen wanted to move forward even while the remedial investigation was underway and they have already successfully removed 7,000 lbs. of contamination.

The CAB discussed how they might influence the insurance companies to continue the funding. The CAB members present decided to have the co-chairs write a letter to ADEQ to convey their displeasure with the situation and to ask that the cleanup at the Mission Linen property get back on track.

5. Call to the Public

Richard Byrd said that a bid package for the Arroyo Chico Project will be opened on December 19, 2006, and they plan to award the bid and break ground by February 2007. He said there was a delay due to budgetary review. The CAB asked questions about the construction. He said that all of the issues brought up in the past have been incorporated in the final design. Jacky Turchick said she heard that they were going to start from Kino Parkway and work east.

6. Other Administrative Business

Jacky Turchick said she wanted to thank Matt Doolen, former ADEQ project manager for the Park-Euclid WQARF site, for his work on the site and she said it would be nice to send him a letter

Eileen Palese reported that the planned workshop on November 17, 2006, in Phoenix for CAB co-chairs had to be cancelled due to not enough people being able to attend. She said the staff in ADEQ hopes to reschedule the workshop in March 2007.

7. Next Meeting Date/Agenda Discussion

The next meeting of the Park-Euclid Community Advisory Board will now be held on Wednesday, March 28, 2006, from 6:30 p.m. to 8:30 p.m. It will be held at the State of Arizona Office Complex, 400 West Congress, North Building, Room 158, Tucson, Arizona. Call Eileen Palese, ADEQ Community Involvement Coordinator, at (520) 628-6712 for more information.

8. Adjournment

The meeting was adjourned at 8:10 p.m.

This meeting was recorded on cassette tapes as a record of the proceedings. To listen to the tape(s) or for additional documents mentioned in these minutes, contact ADEQ's Southern Regional Office, Community Involvement Office, 520/628-6712.

**Minutes prepared by: Eileen Palese 2/28/07
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